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PATENT
Attorney Docket No. P1326REI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Loftus

Art Unit: 3671

Application No. 09/541,162

Examiner: Robert Eric Pezzuto

Filed: March 31, 2000

For: RETROFIT CHAIN SICKLE
CUTTER

Reissue of U.S. Patent No. 5,845,474
Issued: December 8, 1998

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned for failure to file a proper reply to a Final Office Action by the United States Patent and Trademark Office. Applicant hereby petitions for revival of this application.

1. Petition Fee

- ☒ Small entity - fee \$ 750.00 (37 CFR 1.17(m)). Applicants claim small entity status.
See 37 CFR 1.27.
- ☐ Other than small entity - \$ _____ (37 CFR.1.17(m)).

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of Amendment:
- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.
- B. The issue fee of \$__.
- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Enclosures: ☒ Fee Payment:

☒ Please charge Deposit Account No. 07-0181
in the sum of \$750.00. A duplicate copy of this Petition is
attached.

☒ Amendment

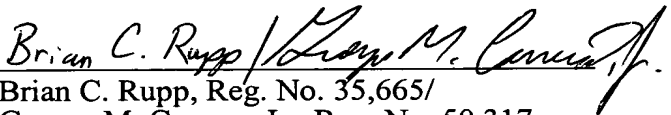
☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☒ Other: Copy of Second Supplemental Declaration and Power of Attorney
for Reissue Application.

Applicant authorizes the Commissioner to charge any additional fees associated with this
petition to Deposit Account No. 07-0181. A duplicate copy of this Petition is enclosed herewith.

Respectfully submitted,



Brian C. Rupp, Reg. No. 35,665/
George M. Carrera, Jr., Reg. No. 50,317
GARDNER CARTON & DOUGLAS LLP
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Chicago, Illinois 60606-1698
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Date: February 1, 2005

In re Appln. of Loftus
Application No. 09/541,162

Certification under 37 C.F.R. § 1.10 (if applicable)

EU909390550US

February 1, 2005

Express Mail mailing number

Date of Deposit

I hereby certify that the attached Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137 (b), including any documents or materials referred to thereon as enclosures or attachments, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

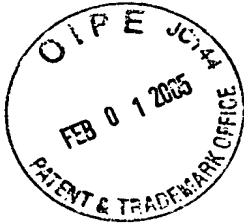
Zenash Kebeck

(Typed or printed name of person making deposit)

Zenash Kebeck

(Signature of person making deposit)

CH02/ 22365935.1



**EXPRESS MAILING CERTIFICATE
UNDER 37 CFR § 1.10**

Date of Deposit: February 1, 2005

"Express Mail" Mailing Number: EU909390550US

I hereby certify that the attached correspondence, including any documents or materials referred to thereon as enclosures or attachments, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to:

Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Title: RETROFIT CHAIN SICKLE CUTTER

Applicant(s): Loftus

Patent No.: 09/541,162

Filing Date: March 31, 2000

Reissue of U.S. Patent No. 5,845,474
Issued: December 8, 1998

Enclosed:

1. Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (3 pgs) and duplicate thereof (3 pgs)
2. Amendment (5 pgs)
3. Copy of Second Supplemental Declaration and Power of Attorney for Reissue Application (3 pgs)
4. Authorization to charge deposit account in the amount of \$750.00
5. Return postcard

Zenash Kebeke
Typed or Printed Name


Signature

Attorney Docket No. **P1326REI**
Client No. 081165-0001